

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF DELAWARE

IN THE MATTER OF THE APPLICATION	)	
OF DELMARVA POWER & LIGHT	)	
COMPANY, EXELON CORPORATION,	)	
PEPCO HOLDINGS, INC., PURPLE	)	
ACQUISITION CORPORATION, EXELON	)	PSC Docket No. 14-193
ENERGY DELIVERY COMPANY, LLC AND	)	
NEW SPECIAL PURPOSE ENTITY FOR	)	
APPROVALS UNDER THE PROVISIONS OF	)	
26 DEL. C. §§ 215 and 1016 (Filed June 18,	)	
2014)	)	

**SCHEDULING ORDER DATED JANUARY 26, 2015**

Pursuant to the agreement of the parties, the Delaware Public Service Commission (the “Commission”), through its designated Hearing Examiner, adopts the following Amended Scheduling Order in this case as submitted by the Applicants, the Commission Staff, the Division of the Public Advocate, and the approved Interveners:

1.     Intervention. Petitions to intervene must be filed on or before July 28, 2014.

2.     Scheduling Conference. A Scheduling Conference will be held on July 30, 2014 at 10:00 a.m. in the Commission’s Dover Office. All parties and those who have sought intervention should attend.

3.     Discovery. Discovery issued to the Applicants will consist of two phases, the Initial Phase and the Follow-Up Phase, as follows:

    (a).     Initial Phase. Initial discovery requests to the Applicants must be served by July 31, 2014 and Staff responses must be served by September 10, 2014. If the Applicants have an Objection to any initial discovery request, it must be served on or before September 10, 2014, with the objected to documents being provided to the Hearing Examiner that day. Any Motion to Compel pertaining to the initial Staff discovery requests must be served by

September 15, 2014. The Hearing Examiner will issue his decision on any Motion to Compel on or before September 19, 2014. Any documents ordered to be produced as a result of the Hearing Examiner's decision will be served by 12:00 p.m. September 23, 2014.

(b). Follow-Up. Follow-up discovery must be served upon the Applicants by August 29, 2014 and responses must be served by September 12, 2014. If Applicants have an objection to any discovery request, it must be served by within (7) calendar days of receipt of the initial request. Any Motions to Compel must be served by September 3, 2014. Any documents ordered to be produced as a result of the Hearing Examiner's decision will be served by 12 p.m. September 10, 2014.

(c). Staff Follow-Up. Staff follow-up discovery requests must be served upon the Applicants by September 26, 2014 and responses must be served by October 8, 2014. If Applicants have an Objection to any follow-up discovery request, it must be served by October 3, 2014, with the objected to documents being provided to the Hearing Examiner the day any Objection is filed. Any Motions to Compel must be served no later than October 8, 2014. The Hearing Examiner will issue his decision on any Motion to Compel on or before 5:00 p.m. on October 15, 2014. Any documents ordered to be produced as a result of the Hearing Examiner's decision will be served by hand at the offices of Ashby & Geddes by 10:00 a.m. on October 20, 2014 and delivered to the e-room for access by a designated Staff consultant by 10:00 a.m. on October 20, 2014.

(d). Depositions. Depositions, to the extent requested by any party, will be taken during the week of November 10-14, 2014. The parties will develop, informally, the time and place of such depositions, including but not limited to any video depositions. However, with regard to Mr. Crane and Mr. Rigby, the parties agree their respective depositions will be

taken at a time and place to be worked out by the parties. Further, the parties will seek to have the transcripts of any deposition completed within seven days or by November 26, 2014, whichever is earlier in time.

(e). Additional Discovery. To the extent necessary, additional follow-up discovery including, but not limited to, written interrogatories, request for admissions and, if necessary, additional depositions may be conducted at any time prior to December 3, 2014.

4. Public Comment. Public Comment Sessions will be held on the following dates and times: September 3, 2014, beginning at 7:00 p.m., Carvel State Office Building, 820 N. French Street, Second Floor Auditorium, Wilmington, DE 19801; September 9, 2014, beginning at 6:00 p.m., Commission Hearing Room, 861 Silver Lake Boulevard, Dover, DE 19904; September 11, 2014, beginning at 7:00 p.m., Cape Henlopen High School, 1250 Kings Hwy., Lewes, DE 19958.

5. Direct Testimony. Staff, DPA and Intervenors must serve any direct testimony on or before December 12, 2014.

6. Discovery. Any discovery on Staff, DPA, or Intervenors must be served by December 19, 2014, including any request for depositions. Responses must be served no later than December 30, 2014, and the scheduling of any deposition request will be worked out by the parties.

7. Settlement Discussion. Settlement discussions may take place in person any business day prior to the day of the evidentiary hearings.

8. Rebuttal Testimony. Applicants must serve any rebuttal testimony on or before January 12, 2015. Any party may request discovery from the Applicants on its Rebuttal Testimony on or before January 19, 2015, which discovery must be answered on or before January 28, 2015.

9. Second Status Conference. A second status conference will be held by the Hearing Examiner on February 12, 2015 at 10 a.m.

10. Hearing Exhibits. Ten (10) copies of agreed upon hearing exhibits and twenty (20) copies of disputed hearing exhibits for direct examination shall be provided to the Hearing Examiner on or before 5 p.m. on February 3, 2015. Hearing Exhibits do not have to be filed in DelaFile.

11. Pre-Hearing Motions and Motions in *Limine*. These motions must be filed in DelaFile on or before 5 p.m. on February 3, 2014, attaching a copy of any disputed hearing exhibit. After requesting a response from another party if necessary, the Hearing Examiner will rule in writing on these Motions on or before Friday, February 6, 2015 at 5:00 p.m. A party who receives an unfavorable ruling from the Hearing Examiner may re-new its objection before the Commissioners at the evidentiary hearings.

12. Pre-Hearing Briefs. Pre-hearing briefs shall be filed on or before 5 p.m. on February 11, 2015.

13. Opening Statements. The parties shall make Opening Statements at the evidentiary hearings. Ten (10) minutes each will be allotted to the Joint Applicants, Staff and the DPA, and five (5) minutes to each Intervener.

14. Evidentiary Hearings. The Commission will hold evidentiary hearings on February 18-20, 2015. The parties should be prepared to present oral argument to the Commission at the conclusion of the evidentiary hearings if requested by the Commissioners.

15. Post-Hearing Briefs. The parties should be prepared to present post-hearing briefs to the Commissioners at some future date after the evidentiary hearings are concluded, if requested by the Commissioners.

16. Commissioners' Public Deliberations. The Commissioners shall deliberate in public on March 3, 2015 at 1:00 pm. at its regularly scheduled meeting.

17. Final Order. The Final Order of the Commission will be issued on March 17, 2015 at the Commission's regularly-scheduled meeting, which begins at 1:00 p.m.

/s/ M ark Lawrence  
Mark Lawrence  
Senior Hearing Examiner  
Delaware Public Service Commission